

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA**

CEDAR RAPIDS DIVISION

UNITED STATES OF AMERICA

Plaintiff(s)

vs.

CHAN GIA DUONG

Defendant(s)

HEARING MINUTES Sealed: No

Case No.: 10-CR-111-LRR

Presiding Judge: Chief Judge Linda R. Reade

Deputy Clerk: Ryan Leemkuil

Court Reporter: Patrice Murray Contract? No
(If yes, send copy to financial)

Recording: Yes Method: FTR Gold

Date:	08/01/2011	Start:	1:40 p.m.	Adjourn:	2:20 p.m.	Courtroom:	1			
Recesses:	None				Time in Chambers:	None		Telephonic?	No	
Appearances:	Plaintiff(s):	AUSA Pat Reinert								
	Defendant(s):	Timothy McCarthy, II (Defendant appeared personally)								
	U.S. Probation:	Jessica Clark								
	Interpreter:	Mary So			Language:	Cantonese	Certified:	No	Phone	Y
TYPE OF PROCEEDING:		IS THE HEARING		Contested?	No	Continued from a previous date?			No	
SENTENCING:										
	Objections to PSIR:	None				Ruling:				
	Motions to vary/depart:	Stipulated to upward departure per sentencing agreement				Ruling:	See J&C and Transcript			
	Count(s) dismissed:	None								
	Sentence (See J & C):	See J&C and Transcript								
	Fine:				Special assessment:					
	Supervised Release:									
	Court's recommendations (if any):									
	Defendant is	Detained		and shall report						
	Witness/Exhibit List is	Attached								
	The offering party must, within 3 days after the hearing, file in electronic form any exhibit that was not filed with a motion, resistance, or other filing related to this hearing. Pub. Admin. Order 09-AO-03-P (05/29/09), ¶ 7.									
Miscellaneous:	Hearing concluded.									

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Trial Dates Sentencing hearing 08/01/2011

WITNESS & EXHIBIT LIST

Case No. 10-CR-111-LRR

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Court Reporter Patrice Murray

Plaintiff Att'y Pat Reinert

Defendant Att'y Timothy McCarthy, II

#	PLAINTIFF Witnesses	Date/Time Sworn		Date/Time Excused	

#	DEFENSE Witnesses	Date/Time Sworn		Date/Time Excused	
1	Chan Gia Duong	08/1/2011	1:56 p.m.	8/1/2011	1:58 p.m.

* Exhibit Received to Task Force Officer

** A = Admitted; APT=Admitted at Pre-Trial; RSO=Received Subject to Objection; OS=Objection Sustained

Marked	COURT Exhibits, Description	Date Offered	**Admitted?

Marked	PLAINTIFF Exhibits, Description	Date Offered	**Admitted?
1	Sentencing agreement	8/1/2011	Yes

Marked	DEFENSE Exhibits, Description	Date Offered	**Admitted?